

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form T449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	1
-------	---	----	---

Complete if Known


Application Number	10/635,319
Filing Date	August 6, 2003
First Named Inventor	Benjamin Garden
Art Unit	3732
Examiner Name	Unassigned
Attorney Docket Number	4002-3358/PC933.00

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁶ (if known)				
JLS	1	EP 1 306 058 A1	05-02-2003	Corin Ltd	/	
↓	2	WO 98/51226	11-19-1998	SDGI Holdings		
	3	WO 02/080819	10-17-2002	Scient'x		
	4	WO 03/037216	05-08-2003	SDGI Holdings		
JLS	5	FR 2 822 674 A1	10-04-2002	Scient'x		

Examiner Signature		Date Considered	3/1/07
-----------------------	---	--------------------	--------

*EXAMINER: Initial reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

INFORMATION DISCLOSURE CITATION (Use several sheets if necessary) Sheet 1 of 2				Atty. Docket No. 4002-3358/PC933.00		Serial No. New Application		
				Applicant Ben Garden et al.				
				Filing Date Herewith		Group		
U.S. PATENT DOCUMENTS								
*Examiner Initial		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	Filing Date If appropriate	
JLS	1	5,423,826	6/1995	Coates et al.	<div style="position: relative; height: 100%; width: 100%;"> <div style="position: absolute; top: 0; right: 0; bottom: 0; left: 0; background: linear-gradient(to top right, transparent 49%, black 49%, black 51%, transparent 51%);"></div> </div>			
	2	5,676,666	10/1997	Oxland et al.				
	3	5,669,915	9/1997	Caspar et al.				
	4	5,755,721	5/1998	Hearn				
	5	5,851,207	12/1998	Cesarone				
	6	6,066,142	5/2000	Serbousek et al.				
	7	6,193,721	2/2001	Michelson				
	8	6,235,034	5/2001	Bray				
	9	6,332,887	12/2001	Knox				
	10	6,342,056	1/2002	Mac-Thiong et al.				
	11	6,342,057	1/2002	Brace et al.				
	12	6,379,364	4/2002	Brace et al.				
	13	6,416,518	7/2002	DeMayo				
	14	6,436,103	8/2002	Suddaby				
JLS	15	01/0047172	11/2001	Foley et al.				
FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							Yes	No
JLS	1	0 460 447 A1	5/1991	EPO				X
Examiner /James L. Swiger/				Date Considered 03/01/2007				
<small>*Examiner: initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small>								

PC933.00:DAC:233482

INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				<i>Complete if Known</i>	
				Application Number	New Application
				Filing Date	Herewith
				First Named Inventor	Ben Garden
				Group Art Unit	
				Examiner Name	
Sheet	2	of	2	Attorney Docket Number	4002-3358/PC933 00

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²	
JLS	1	THOMAS A. ZDEBLICK, M.D. and HARRY N. HERKOWITZ, M.D.; Premier Anterior Cervical Plate System, Surgical Technique; Premier Anterior Cervical Plate System; 2000 Medtronic Sofamor Danek.		
JLS	2	ZEPHIR Anterior Cervical Plate System, Surgical Technique; 2000 Medtronic Sofamor Danek; pp 1-8.		
JLS	3	GARY L. LOWERY, MD, PhD; Sugical Technique; ORION Anterior Cervical Plate System; Sofamor Danek The Spine Specialist; pp 1-24.		
JLS	4	Trinica™ Anterior Cervical Plate System; 2001, Sulzer Medica Sulzer Spine-Tech.		

Examiner Signature	/James L. Swiger/	Date Considered	03/01/2007
--------------------	-------------------	-----------------	------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comment on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231.

DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231